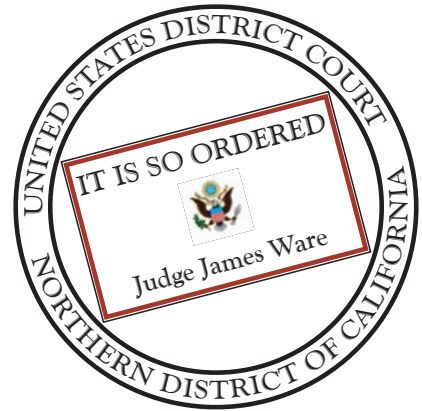


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Attorney for Defendants



UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JOLENE KALANI A. SPEARS,

Plaintiff,

vs.

ALL BAY ELECTRIC, INC., ROBERT SZTUK
and DAVID SZTUK,

Defendants.

Case No. C 04-01721 JW

**STIPULATION AND ORDER RE
DISMISSAL**

The parties hereto, through their Attorneys of Record, and pursuant to the Release and Settlement Agreement entered into and executed by all the parties, hereby dismiss with prejudice Defendant DAVID SZTUK, individually, only.

Dated: June 9, 2005

WYLIE, MCBRIDE, JESINGER, PLATTEN & RENNER

By _____
ROBERT E. JESINGER
Attorney for Plaintiff

1 Dated: June 21, 2005

ADVOCACY CENTER FOR EMPLOYMENT LAW

2
3 By _____
4 STEVEN PAUL COHN
5 Attorney for Defendant

6 **IT IS SO ORDERED**

7
8
9 Dated: 7/1/05

/s/ James Ware
James Ware
Judge, US District Court

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